



## **ENVIRONMENTAL PROTECTION AGENCY**

**[EPA-HQ-OPP-2009-1017; FRL-9351-7]**

### **Notice of Receipt of Requests to Voluntarily Cancel Certain Pesticide Registrations**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, EPA is issuing a notice of receipt of requests by registrants to voluntarily cancel certain pesticide registrations. EPA intends to grant these requests at the close of the comment period for this announcement unless the Agency receives substantive comments within the comment period that would merit its further review of the requests, or unless a registrant withdraws its request. If these requests are granted, any sale, distribution, or use of products listed in this notice will be permitted after the registrations have been cancelled only if such sale, distribution, or use is consistent with the terms as described in the final order.

**DATES:** Comments must be received on or before *[insert date 30 days after date of publication in the Federal Register]*

**ADDRESSES:** Submit your comments, identified by docket identification (ID) number EPA-HQ-OPP-2009-1017, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.
- *Mail:* OPP Docket, Environmental Protection Agency Docket Center

(EPA/DC), Mail Code: 28221T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001.

- *Hand Delivery:* To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <http://www.epa.gov/dockets/contacts.htm>  
*http://www.epa.gov/dockets/contacts.htm*.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at *http://www.epa.gov/dockets*.

**FOR FURTHER INFORMATION CONTACT:** Katie Weyrauch, Pesticide Re-evaluation Division (7508P), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; telephone number: (703) 308-0166; email address: *weyrauch.katie@epa.gov*.

## **SUPPLEMENTARY INFORMATION:**

### **I. General Information**

#### *A. Does this Action Apply to Me?*

This action is directed to the public in general, and may be of interest to a wide range of stakeholders including environmental, human health, and agricultural advocates; the chemical industry; pesticide users; and members of the public interested in the sale, distribution, or use of pesticides. If you have any questions regarding the information in this notice, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

#### *B. What Should I Consider as I Prepare My Comments for EPA?*

1. *Submitting CBI.* Do not submit this information to EPA through regulations.gov or email. Clearly mark the part or all of the information that you claim to be CBI. For CBI information in a disk or CD-ROM that you mail to EPA, mark the outside of the disk or CD-ROM as CBI and then identify electronically within the disk or CD-ROM the specific information that is claimed as CBI. In addition to one complete version of the comment that includes information claimed as CBI, a copy of the comment that does not contain the information claimed as CBI must be submitted for inclusion in the public docket. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2.

2. *Tips for preparing your comments.* When submitting comments, remember to:
- i. Identify the document by docket ID number and other identifying information (subject heading, **Federal Register** date and page number).
  - ii. Follow directions. The Agency may ask you to respond to specific questions or organize comments by referencing a Code of Federal Regulations (CFR) part or section number.
  - iii. Explain why you agree or disagree; suggest alternatives and substitute language for your requested changes.
  - iv. Describe any assumptions and provide any technical information and/or data that you used.
  - v. If you estimate potential costs or burdens, explain how you arrived at your estimate in sufficient detail to allow for it to be reproduced.
  - vi. Provide specific examples to illustrate your concerns and suggest alternatives.

vii. Explain your views as clearly as possible, avoiding the use of profanity or personal threats.

viii. Make sure to submit your comments by the comment period deadline identified.

## II. What Action is the Agency Taking?

This notice announces receipt by the Agency of requests from registrants to cancel 122 pesticide products registered under FIFRA section 3 or 24(c). These registrations are listed in sequence by registration number (or company number and 24(c) number) in Tables 1 and 2 of this unit.

Table 2 contains a list of registrations for which companies paying at one of the maintenance fee caps requested cancellation in the FY 2012 maintenance fee billing cycle. Because maintaining these registrations as active would require no additional fee, the Agency is treating these requests as voluntary cancellations under 6 (f) (1).

Unless the Agency determines that there are substantive comments that warrant further review of the requests or the registrants withdraw their requests, EPA intends to issue an order in the **Federal Register** canceling all of the affected registrations.

**Table 1.—Registrations with Pending Requests for Cancellation**

Registration No.	Product Name	Chemical Name
000056-00068	Eaton's Answer II	Piperonyl butoxide, Pyrethrins, Silicon Dioxide
000279-03106	Command 50 WP Herbicide	Clomazone
000402-00123	No. 2306 Di-Cide	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl dichloride)

000577-00545	Clear Cuprinol Brand Wood Preservative No. 20	Zinc naphthenate
000707-00286	Durotex 5000	Octhilinone, 5-Chloro-2-methyl-3(2H)-isothiazolone, 2-Methyl-3(2H)-isothiazolone
000748-06010	Liquid Chlorine	Chlorine
000748-06011	Liquid Chlorine MU	Chlorine
001706-00159	Nalco 2594	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl dichloride)
002724-00457	Zoecon 9204 Fogger	Permethrin, 2,4-Dodecadienoic acid, 3,7,11-trimethyl-, ethyl ester, (S-(E,E))-
002724-00780	Permethrin Plus Inverted Carpet Spray	MGK 264, Permethrin, Pyriproxyfen
002749-00119	Tributyl Tin Oxide	Tributyltin oxide
005481-00434	Tre-Hold for Citrus	Ethyl 1-naphthaleneacetate
010088-00086	Flying Insect Killer	d-trans-Chrysanthemum monocarboxylic ester of dl-2-allyl-4-hydroxy-3-methyl-2-cyclopenten-1-one, MGK 264, Piperonyl butoxide
010807-00191	Misty Fire Ant Injector Spray II	Tetramethrin, Esfenvalerate
032802-00028	Seed Safe - Turf Care (3.71% Siduron + 10-15-10 Lawn Food)	Siduron
035571-00001	Chem Pro Algae Control Ed Liquid	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl dichloride)
047000-00085	Chem-Tech Dy-Sect Spray	d-trans-Chrysanthemum monocarboxylic ester of dl-2-allyl-4-hydroxy-3-methyl-2-cyclopenten-1-one, Permethrin

047000-00088	CT-250	Piperonyl butoxide, Pyrethrins, Permethrin
055137-00001	Bio/Tec 112	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl dichloride)
060061-00009	Wolman Wood Preservative with Water Repellent Clear	Zinc naphthenate, Diiodomethyl p-tolyl sulfone
060061-00016	No. 00 Ready to Use Copper Treat	Copper naphthenate
061842-00012	Polyquat	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl dichloride)
062719-00263	Lawn Fertilizer Plus Confront Weed Control	Clopyralid Triclopyr, triethylamine salt
066806-00001	MB-507	Poly(oxy-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl(dimethylimino)-1,2-ethanediyl dichloride)
067360-00003	Intercede TJP	Tributyltin oxide
075613-00001	Stormoellen A/S - Stalosan F	Copper sulfate pentahydrate
081880-00020	MON 12036 Herbicide	Halosulfuron-methyl
AR020001	Goal 2XL Herbicide	Gas cartridge (as a device for burrowing animal control) Oxyfluorfen
AR940005	Lorsban 4E-HF	Chlorpyrifos
AR960009	Goal (R) 2XL Herbicide	Oxyfluorfen
AZ020002	Kerb 50W Herbicide in WSP	Propyzamide
AZ020010	Kerb 50W Herbicide in WSP	Propyzamide

AZ050005	Kerb 50W Herbicide in WSP	Propyzamide
CA000014	Visor 2E Herbicide	Thiazopyr
CA010017	Visor 2E Herbicide	Thiazopyr
CA020010	Success	Spinosad
CA020016	GF120 Fruit Fly Bait	Spinosad
CA040020	Kerb	Propyzamide
CA040021	Visor*2E	Thiazopyr
CA790002	Kerb 50W Selective Herbicide	Propyzamide
CA950008	Goal 1.6E Herbicide	Oxyfluorfen
CA950014	Lorsban4E	Chlorpyrifos
CA960019	Goal (R) 2XL Herbicide	Oxyfluorfen
CA960020	Goal (R) 2XL Herbicide	Oxyfluorfen
CA960021	Goal (R) 2XL Herbicide	Oxyfluorfen
CA960022	Goal (R) 2XL Herbicide	Oxyfluorfen
CA960023	Goal (R) 2XL Herbicide	Oxyfluorfen
CA960026	Goal (R) 2XL Herbicide	Oxyfluorfen
CA960028	Goal (R) 2XL Herbicide	Oxyfluorfen
CA970026	Goal (R) 2XL Herbicide	Oxyfluorfen
CA990007	Visor 2E Herbicide	Thiazopyr
CA990008	Visor 2E Herbicide	Thiazopyr
CT020003	Goal 2XL Herbicide	Oxyfluorfen
DE930004	Lorsban 4EHF	Chlorpyrifos
FL990010	Visor 2E Herbicide	Thiazopyr
GA980001	Tracer	Spinosad
HI020001	Goal 2XL Herbicide	Oxyfluorfen
IA080001	GF2017	Nitrapyrin
ID910016	Kerb 50W Herbicide in WSP	Propyzamide
KY040001	Strongarm	Diclosulam
LA020001	Goal 2XL Herbicide	Gas cartridge (as a device for burrowing animal control) Oxyfluorfen
LA020007	Goal 2XL	Oxyfluorfen
LA060011	Intrepid 2F	Methoxyfenozide
LA960012	Goal (R) 2XL Herbicide	Oxyfluorfen
MI940001	Lorsban 4E-HF	Chlorpyrifos
MI970002	Goal (R) 2XL Herbicide	Oxyfluorfen

MN960006	Goal (R) 2XL Herbicide	Oxyfluorfen
MO040004	Lorsban4E	Chlorpyrifos
MS000010	Goal 2XL Herbicide	Oxyfluorfen
MS010012	Glyphomax	Glyphosateisopropylammonium
MS020003	Goal 2XL Herbicide	Oxyfluorfen
MS050001	Glyphomax XRT	Glyphosateisopropylammonium
MS050002	Glypro	Glyphosateisopropylammonium
MS960015	Goal (R) 2XL Herbicide	Oxyfluorfen
MT960003	Goal (R) 2XL Herbicide	Oxyfluorfen
NC020003	Goal 2XL Herbicide	Oxyfluorfen
NC960005	Goal (R) 2XL Herbicide	Oxyfluorfen
NC960006	Goal (R) 2XL Herbicide	Oxyfluorfen
NC970004	Tracer	Spinosad
NC990007	Goal (R) 2XL Herbicide	Oxyfluorfen
ND010005	NAF545	Glyphosateisopropylammonium
ND020006	Goal 2XL Herbicide	Gas cartridge (as a device for burrowing animal control) Oxyfluorfen
ND020007	Goal 2XL Herbicide	Gas cartridge (as a device for burrowing animal control) Oxyfluorfen
ND050008	Durango	Glyphosate-isopropylammonium
ND960005	Goal (R) 2XL Herbicide	Oxyfluorfen
ND980001	Goal (R) 2XL Herbicide	Oxyfluorfen
NJ010001	Spintor 2SC	Spinosad
NV940002	Lorsban 4E-HF	Chlorpyrifos
NV990007	Goal (R) 2XL Herbicide	Oxyfluorfen
NY060002	Garlon 3A	Triclopyr, triethylamine salt



NY080008	Radiant SC	Spinetoram (minor component (4-methyl)) Spinetoram (major component (4,5-dihydro))
NY080009	Delegate WG	Spinetoram (minor component (4-methyl)) Spinetoram (major component (4,5-dihydro))
OR940027	Lorsban 4E-HF	Chlorpyrifos
OR960037	Goal (R) 2XL Herbicide	Oxyfluorfen
OR970008	Goal (R) 2XL Herbicide	Oxyfluorfen
PA010003	Spintor 2SC	Spinosad
SC000001	Telone II	Telone
SC970005	Tracer	Spinosad
SD010002	Goal 2XL Herbicide	Oxyfluorfen
SD960006	Goal (R) 2XL Herbicide	Oxyfluorfen
TN060005	Telone II	Telone
TN990002	Tracer	Spinosad
TX000002	Visor 2E Herbicide	Thiazopyr
TX040023	Lock-On	Chlorpyrifos
VA020002	Spintor 2SC	Spinosad
WA000010	Lorsban-4E	Chlorpyrifos
WA970024	Goal (R) 2XL Herbicide	Oxyfluorfen
WI030005	Lorsban-4E	Chlorpyrifos
WV010001	Spintor 2SC	Spinosad

**Table 2.—Registrations with Pending Requests for Cancellation Due to Non-Payment of Maintenance Fees**

Registration No.	Product Name	Chemical Name
002724-00621	Speer Py-Perm Aqueous Insect Killer #4	Permethrin; Pyrethrins; Piperonyl butoxide
010324-00100	Maquat MC1416-255T	Alkyl* dimethyl benzyl ammonium chloride; Tributyltin oxide
010324-00101	Microbiocide T-40	Alkyl* dimethyl benzyl ammonium chloride; Tributyltin oxide
083504-00003	Polyquat MUP	Poly(oxyethylene(dimethylimino)ethylene (dimethylimino)ethylene dichloride)

ID970015	Comite Agricultural Miticide	Propargite
OR080004	Comite Agricultural Miticide	Propargite
OR080005	Comite Agricultural Miticide	Propargite
OR080006	Dimilin 2L	Diflubenzuron
OR080007	Comite Agricultural Miticide	Propargite
OR080008	Dimilin 2L	Diflubenzuron
OR080009	Comite Agricultural Miticide	Propargite
OR080011	Comite Agricultural Miticide	Propargite
OR080012	Comite	Propargite

Table 3 of this unit includes the names and addresses of record for all registrants of the products in Tables 1 and 2 of this unit, in sequence by EPA company number. This number corresponds to the first part of the EPA registration numbers of the products listed in this unit.

**Table 3.—Registrants Requesting Voluntary Cancellation**

EPA Company Number	Company Name and Address
56	Eaton JT & Company Inc. 1393 E. Highland Rd. Twinsburg, OH 44087
279	FMC Corp., Agricultural Products Group ATTN: Michael C. Zucker 1735 Market St., RM. 1978 Philadelphia, PA 19103
402	Hill Manufacturing Co., Inc. 1500 Jonesboro Rd., SE Atlanta, GA 30315
577	The Sherwin-Williams Co. 101 Prospect Ave. Cleveland, OH 44115

707; AR020001	Rohm & Haas Co. 100 Independence Mall West Philadelphia, PA 19106
748	PPG Industries, Inc. 4325 Rosanna Drive Allison Park, PA 15101
1706	Nalco Company 1601 West Diehl Road Naperville, IL 60563
2724	Wellmark International - D/B/A Central Life Sciences 1501 E. Woodfield Rd., Suite 200 W. Schaumburg, IL 60173
2749	Aceto Agricultural Chemicals Corp., 4 Tri Harbor Court Port Washington, NY 11050
5481	Amvac Chemical Corporation 4695 MacArthur Court Suite 1200 Newport Beach, CA 92660-1706
10088	Athea Laboratories Inc. P.O. Box 240014 Milwaukee, WI 53224
10324	Mason Chemical Co 721 W Algonquin Rd. Arlington Heights, IL 60005
10807	Amrep, Inc. 990 Industrial Park Drive Marietta, GA 30062
32802	Gro Tec, Inc., D/B/A Howard Johnson's Enterprises Inc. Agent: RegWest Company, LLC 8203 West 20th St., Suite A Greeley, CO 80634-4696
35571	Chem Pro Lab, Inc. 941 W. 190 St. Gardena, CA 90248

47000	Chem-Tech, LTD 4515 Fleur Dr. #303 Des Moines, IA 50321
55137	Southwest Engineers 39478 HWY 190 E Slidell, LA 70461
60061	Kop-Coat, Inc. 436 Seventh Avenue Pittsburgh, PA 15219
61842	Tessengerlo Kerley, Inc. Agent: Pyxis Regulatory Consulting, Inc. 4110 136th Street, N.W. Gig Harbor, WA 98332
62719; NY-060002; CA-020016; NY-080009; MS-050001; ND-050008; IA-080001; AR-940005; CA-950014; DE-930004; MI-940001; MO-40004; NV-940002; OR-940027; WA-000010; WI-030005; AZ-020002; AZ-020010; AZ-050005; CA-040020; CA-790002; ID-910016; CA-000014; CA-010017; CA-040021; CA-990007; CA-990008; FL-990010; TX-000002; CA-950008; MS-010012; MS-050002; ND-010005; KY-040001; SC-000001; TN-060005; NJ-010001; PA-010003; VA-020002; WV-010001; NY-080008; CA-020010; GA-980001; NC-970004; SC-970005; TN-990002; TX-040023; AR-960009; CA-960019; CA-960020; CA-960021; CA-960022; CA-960023; CA-960026; CA-960028; CA-970026; CT-020003; LA-020007; LA-960012; MI-970002; MN-960006; MS-000010; MS-960015; MT-960003; NC-020003; NC-960005; NC-960006; NC-990007; ND-960005; ND-980001; NV-990007; OR-960037; OR-970008; SD-010002; SD-960006; WA-970024	Dow AgroSciences LLC 9330 Zionsville Rd. #308/2E Indianapolis, IN 46268-1054
66806	Tandem Technologies International P.O. Box 1125 Carrollton, GA 30112

67360	Ackros Chemicals, Inc. Agent: Technology Sciences Group Inc. 1150 18th St., N.W. Suite 1000 Washington DC 20036
75613	Stormollen A/S Agent: Vitfoss USA, D/B/A Kongskilde Industries, Inc. 19500 N. 1425 East Road Hudson, IL 61748
81880	Canyon Group LLC c/o Gowan Company 370 S. Main Street Yuma, AZ 85364
83504	Kerley Trading Inc. P.O. Box 15627 Phoenix, AZ 85060
AR-020001; HI-020001; LA-020001; MS-020003; ND-020006; ND-020007	Rohm & Haas Co 100 independence Mall West Philadelphia, PA 19106-2399
ID970015; OR080004; OR080005; OR080006; OR080007; OR080008; OR080009; OR080010; OR080011; OR080012	Chemtura Corp. 199 Benson Rd. Middlebury, CT 06749

### III. What is the Agency's Authority for Taking this Action?

Section 6(f)(1) of FIFRA provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be cancelled. FIFRA further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**.

Section 6(f)(1)(B) of FIFRA requires that before acting on a request for voluntary cancellation, EPA must provide a 30-day public comment period on the request for voluntary cancellation or use termination. In addition, FIFRA section 6(f)(1)(C) requires that EPA provide a 180-day comment period on a request for voluntary cancellation or termination of any minor agricultural use before granting the request, unless:

1. The registrants request a waiver of the comment period, or
2. The EPA Administrator determines that continued use of the pesticide would pose an unreasonable adverse effect on the environment.

The registrants in Table 3 of Unit II., have requested that EPA waive the 180-day comment period. Accordingly, EPA will provide a 30-day comment period on the proposed requests.

#### **IV. Procedures for Withdrawal of Request**

Registrants who choose to withdraw a request for cancellation should submit such withdrawal in writing to the person listed under **FOR FURTHER INFORMATION CONTACT**. If the products have been subject to a previous cancellation action, the effective date of cancellation and all other provisions of any earlier cancellation action are controlling.

#### **V. Provisions for Disposition of Existing Stocks**

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which were packaged, labeled, and released for shipment prior to the effective date of the cancellation action. Upon cancellation of the products identified in Tables 1 and 2 of Unit II, the Agency will allow existing stocks provisions as follows:

##### *A. Registrations Listed in Table I of Unit II*

The Agency anticipates allowing registrants to sell and distribute existing stocks of these products for 1 year after the publication of the Cancellation Order in the Federal Register. Thereafter, registrants will be prohibited from selling or distributing the pesticides identified in Table 1 of Unit II., except for export consistent with FIFRA section 17 or for proper disposal. Persons other than registrants will generally be allowed

to sell, distribute, or use existing stocks until such stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the cancelled products.

*B. Registrations Listed in Table 2 of Unit II*

The effective date of cancellation will be the date of the cancellation order. The Agency anticipates allowing registrants to sell and distribute existing stocks of these products until January 13, 2013, 1 year after the date on which the maintenance fee was due. Thereafter, registrants will be prohibited from selling or distributing the pesticides identified in Table 2 of Unit II., except for export consistent with FIFRA section 17 or for proper disposal. Persons other than registrants will generally be allowed to sell, distribute, or use existing stocks until such stocks are exhausted, provided that such sale, distribution, or use is consistent with the terms of the previously approved labeling on, or that accompanied, the cancelled products.

**List of Subjects**

Environmental protection, Pesticides and pests.  
Dated: May 30, 2012

Richard P. Keigwin, Jr.,  
*Director, Pesticide Re-evaluation Division, Office of Pesticide Programs.*

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